
By: Cecil County Delegation

Introduced and read first time: February 19, 1996

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 18, 1996

CHAPTER ____

1 AN ACT concerning

2 **Cecil County - Alcoholic Beverages**
3 **(Special and Temporary Licenses)**

4 [TAG ftpo]FOR the purpose of permitting, in Cecil County, ~~department heads~~ the Chairman of the
5 Board of License Commissioners, with the ~~verbal consensus~~ oral or written approval
6 of a majority of the Board of License Commissioners, to undertake certain actions;
7 repealing the requirement for a certain publication prior to the granting of a special
8 temporary alcoholic beverages license; and generally relating to alcoholic beverages
9 in Cecil County.

10 BY repealing and reenacting, with amendments,

11 Article 2B - Alcoholic Beverages

12 Section 7-101(l)

13 Annotated Code of Maryland

14 (1994 Replacement Volume and 1995 Supplement)

15 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF

16 MARYLAND, That the Laws of Maryland read as follows:

17 **Article 2B - Alcoholic Beverages**

18 7-101.

19 (1) (1) This subsection applies only in Cecil County.

20 (2) In this subsection "Board" means the Board of License Commissioners.

21 (3) IN THIS SUBSECTION, WHERE ACTION OF THE BOARD IS REQUIRED,
22 A SIMPLE MAJORITY OF THE TOTAL NUMBER OF THE MEMBERS OF THE BOARD MAY

1 ACT IN THE FOLLOWING WAYS TO GIVE ITS APPROVAL OR DISAPPROVAL TO AN
2 APPLICATION FOR A SPECIAL LICENSE:

3 (I) A FORMAL MEETING, WITH A QUORUM PRESENT; OR

4 (II) ORAL OR WRITTEN CONTACT BY THE CHAIRMAN WITH EACH
5 MEMBER OF THE BOARD. THIS CONTACT MAY BE BY ANY METHOD, INCLUDING
6 TELEPHONE OR FACSIMILE. IF THIS APPROACH IS CHOSEN, THE CHAIRMAN SHALL
7 INDICATE IN WRITING FOR THE RECORDS OF THE BOARD HOW EACH MEMBER AND
8 THE CHAIRMAN VOTED.

9 ~~(3)~~ (4) (i) Upon approval of an application on a form prescribed by the
10 Board, signed and sworn to, the Board, ~~OR THE DEPARTMENT HEAD WITH THE~~
11 ~~VERBAL CONSENSUS OF THE BOARD~~, may grant special licenses of any class, except
12 manufacturer's and wholesaler's. The licensee may exercise any of the privileges
13 conferred by the respective classes of licenses at any bona fide entertainment held or
14 conducted by any club, society, or association at the place described in the license, upon
15 the payment of the following fees:

16 1. A beer or beer and light wine license - \$10 per day; or

17 2. A beer, wine and liquor license - \$20 per day.

18 (ii) The fee shall be paid to the Board for the use of the County before
19 the license is issued.

20 (iii) This special license may not be granted to any organization more
21 than four times in any year, nor may the total number of days authorized by special
22 licenses for any organization exceed four in a calendar year.

23 ~~(4)~~ (5) [Before the Board approves an application for a license, it shall
24 cause a notice of the application to be published one time in one newspaper of general
25 circulation in the County. The notice shall specify the:

26 (i) Name of the applicant;

27 (ii) Kind of license applied for;

28 (iii) Location of the place proposed to be licensed; and

29 (iv) Time and place fixed by the Board for a hearing upon the
30 application which may not be less than seven, nor more than 30 days after the last
31 publication. The notice of application for license by way of renewal in any calendar year
32 need not be published if the original publication specified the number of times the license
33 was to be used.] ~~THE BOARD OR DEPARTMENT HEAD MAY NOT REQUIRE THE~~
34 ~~PUBLICATION OF AN APPLICATION FOR A SPECIAL TEMPORARY ALCOHOLIC~~
35 ~~BEVERAGES LICENSE AS A PREREQUISITE TO THE GRANTING OF SUCH A LICENSE.~~

36 ~~(5)~~ (6) (i) The Board, ~~OR THE DEPARTMENT HEAD WITH THE~~
37 ~~VERBAL CONSENSUS OF THE BOARD~~, may grant a special Class T license. The license
38 shall be in the form prescribed by the Board. The applicant shall sign and swear to the
39 license. The Class T license permits the holder to conduct wine tasting parties and
40 demonstrations.

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1 (ii) The fee is \$25 per day and shall be paid prior to the issuance of
2 this license.

3 (iii) This license may not be issued to any person more than four times
4 in any calendar year. The total number of days authorized by the Class T license for any
5 person may not exceed four in a calendar year.

6 ~~(6) (7)~~ (i) The Board, ~~OR THE DEPARTMENT HEAD WITH THE~~
7 ~~VERBAL CONSENSUS OF THE BOARD~~, may grant special licenses of any class, except
8 manufacturer's and wholesaler's, which entitle the holder to exercise any of the privileges
9 conferred by the respective classes of licenses at any bona fide entertainment held or
10 conducted by any Cecil County fire department. The license shall be in the form
11 prescribed by the Board, and the applicant shall sign the license.

12 (ii) The fee shall be paid before a license is issued and is:

13 1. For any beer or beer and light wine license - \$120 per year;
14 or

15 2. For any beer, wine and liquor license - \$240 per year.

16 (iii) This special license may not be granted to any fire department
17 more than one time in any year. The total number of days authorized by this special
18 license may not exceed 24 in any calendar year.

19 (iv) The notice and hearing provisions, as required in paragraph ~~(4)~~ (5)
20 of this subsection, shall only apply the first time any fire department applies for this
21 license; thereafter, this license shall be issued upon approval of the application by the
22 Board.

23 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
24 October 1, 1996.